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PATENT
Attorney Docket No.: 018158-024000US
Client Ref. No.: VX-1204

TOWNSEND and TOWNSEND and CREW LLP

By: Jose R. Lopez, Jr.

Jose R. Lopez, Jr.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHERNYAK, Dimitri

Application No.: 10/849,573

Filed: May 18, 2004

For: BINOCULAR OPTICAL
TREATMENT FOR PRESBYOPIA

Customer No.: 20350

Confirmation No. 6344

Examiner: SHAY, David M.

Technology Center/Art Unit: 3769

AMENDMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated October 31, 2008 and the Advisory
Action dated January 15, 2009 on the above-referenced application, please enter the following
amendments and remarks, along with the accompanying request for continued examination
(RCE):

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this
paper.

Remarks/Arguments begin on page 9 of this paper.